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February 7, 1969

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Honorable Richard Helms
Director
Central Intelligence Agency
Washington, D. C. 20505

Attention: Mr. John M. Maury
Legislative Counsel

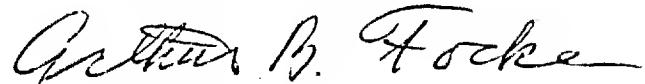
Dear Mr. Helms:

There is enclosed a copy of my letter of this date, transmitting to the Attorney General a proposed Executive order entitled "Establishing the President's Foreign Intelligence Board." A copy of the proposed order is also enclosed.

I trust the enclosures are self-explanatory.

Dr. Kissinger has requested that there be no public disclosure regarding the proposed order prior to consideration by the President.

Sincerely yours,



Arthur B. Focke
General Counsel

Enclosures

EXECUTIVE OFFICE OF THE PRESIDENT

BUREAU OF THE BUDGET

WASHINGTON 25, D.C.

69-175
FEB 7 1969

Honorable John N. Mitchell
Attorney General
Washington, D. C. 20530

Dear Mr. Attorney General:

Morewith, in accordance with the provisions of Executive Order No. 11030 of June 19, 1962, as amended, is a proposed Executive order entitled "Establishing the President's Foreign Intelligence Board."

The board which would be established under the proposed order would supersede the President's Foreign Intelligence Advisory Board which was established by Executive Order No. 10938 of May 4, 1961, and that Order would be revoked. Except for certain changes in emphasis, the functions of the new board and the arrangements with respect to its operation would be substantially the same as those of the Board which is being replaced.

The proposed order was prepared from a draft submitted with a memorandum of this date from the Assistant to the President for National Security Affairs. Copies of Dr. Kissinger's memorandum and the draft submitted with it are attached; copies of that draft, marked to reflect minor editorial changes made in this Bureau, are also attached.

In view of the similarity between this proposed order and the Order which it replaces, we have not considered it necessary to obtain the views of interested agencies as would ordinarily be done. However, I am sending copies of this letter and the proposed order to the Vice President, the Secretary of State, the Secretary of Defense, the Director of the Office of Emergency Preparedness, and the Director of the Central Intelligence Agency for their information.

I understand that Dr. Kissinger's staff is making arrangements for preparation of a suitable press release.

The proposed order has the approval of the Director of the Bureau of the Budget.

Attention is invited to the request in Dr. Kissinger's memorandum that the proposed order be readied on an urgent basis for consideration by the President next week.

Sincerely yours,

(Signed) Arthur E. Focke

General Counsel

Enclosures

EXECUTIVE ORDER

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ESTABLISHING THE PRESIDENT'S FOREIGN INTELLIGENCE BOARD

By virtue of the authority vested in me as President of the United States, it is ordered as follows:

SECTION 1. There is hereby established the President's Foreign Intelligence Board, hereinafter referred to as "the Board". The Board shall:

(1) advise the President concerning the objectives, conduct, management and coordination of the various activities making up the overall national intelligence effort;

(2) conduct a continuing review and assessment of foreign intelligence and related activities in which the Central Intelligence Agency and other Government departments and agencies are engaged; and

(3) report to the President concerning the Board's findings and appraisals, and make appropriate recommendations for actions to achieve increased effectiveness of the Government's foreign intelligence effort in meeting national intelligence needs.

SEC. 2. In order to facilitate performance of the Board's functions, the Director of Central Intelligence and the heads of all other departments and agencies shall make available to the Board all information with respect to foreign intelligence and related matters which the Board may require for the purpose of carrying out its responsibilities to the President in accordance with the terms of this Order. Such information made available to

in accordance with the terms and provisions of applicable laws and regulations.

SEC. 3. Members of the Board shall be appointed by the President from among persons outside the Government, qualified on the basis of knowledge and experience in matters relating to the national defense and security, or possessing other knowledge and abilities which may be expected to contribute to the effective performance of the Board's duties. The members of the Board shall receive such compensation and allowances, consonant with law, as may be prescribed hereafter.

SEC. 4. The Board shall have a staff headed by an Executive Director who shall be appointed by the President and who shall be authorized, subject to the approval of the Board, to appoint and fix the compensation of such personnel as may be necessary for performance of the Board's duties. The Executive Director shall receive such compensation and allowances, consonant with law, as may be prescribed hereafter.

SEC. 5. Compensation and allowances of the Board, the Executive Director, and members of the staff, together with other expenses arising in connection with the work of the Board, shall be paid from the appropriation appearing under the heading "Special Projects" in the Executive Office Appropriation Act, 1969, Public Law 90-350, 82 Stat. 195, and, to the extent permitted by law, from any corresponding appropriation which may be made for subsequent years. Such payments shall be made without regard to the

provisions of section 3681 of the Revised Statutes and section 9 of the Act of March 4, 1909, 35 Stat. 1027 (31 U.S.C. 672 and 673).

SEC. 6. Executive Order No. 10938 of May 4, 1961, is hereby revoked.

THE WHITE HOUSE,

, 1969.